

BOARD OF PAROLE HEARINGS
En Banc Decisions
Tuesday, December 20, 2016

ALVAREZ, GUADALUPE **T-37865**
Sentencing Court:
Sacramento

Penal Code section 1170(e)

Motion: **Decline to recommend to the court that Mr. Alvarez's sentence be recalled and that Mr. Alvarez be resentenced based on a finding that he poses a current risk of danger to public safety because of his continued mobility and ability to perform most activities of daily living on his own; demonstrations of uncontrolled anger; and the conditions of his proposed release (specifically, to live under the care of his daughter in an apartment complex where many families reside).**

Motion by: **Chappell**
Second by: **Fritz**
Not Present: **Minor, Roberts**
Abstained:

Decision: **Motion approved by a majority of the commissioners present.**

RIOS, PHILIP **J-03186**
Sentencing Court:
Los Angeles

Penal Code section 1170(e)

Motion: **Recommend to the court that Mr. Rios's sentence be recalled and that Mr. Rios be resentenced, based on a finding that he is terminally ill with an incurable disease that would produce death within six months and the conditions under which Mr. Rios would be released would not pose a threat to public safety.**

Motion by: **Fritz**
Second by: **Garner**
Not Present: **Minor, Roberts**
Abstained:

Decision: **Motion approved by a majority of the commissioners present.**

TOMLIN, GARY
Sentencing Court:
Tulare

T-87584

Penal Code section 1170(e)

Motion: Decline to recommend to the court that Mr. Tomlin's sentence be recalled and that Mr. Tomlin be resentenced based on a finding that he poses a current risk of danger to public safety because of his continued mobility and ability to perform all activities of daily living on his own; and the conditions of his proposed release (specifically, to live under the care of his mother).

Motion by: **Garner**
Second by: **Montes**
Not Present: **Minor, Roberts**
Abstained:

Decision: Motion approved by a majority of the commissioners present.

BEWLEY, ORLAGH
Sentencing Court:
Riverside

WA-4475

**Governor-Referred pursuant to
Penal Code section 3041.1**

Motion: Affirm the panel's August 16, 2017 decision to grant parole, as articulated in the panel's decision.

Motion by: **Grounds**
Second by: **Peck**
Not Present: **Minor, Roberts, Turner**
Abstained:

Decision: Motion approved by a majority of the commissioners present.

Motion: The Board finds that Mr. Meister no longer poses an unreasonable risk of danger and grants parole for the reasons stated by the panel member who voted to grant parole at Mr. Meister's November 16, 2016 hearing. The Board also imposes the following special conditions of parole: that Mr. Meister participate in a substance abuse relapse prevention program and that he promptly report all dating relationships to his parole agent.

Motion by: **Labahn**

Second by: **Turner**

Not Present: **Fritz, Minor, Roberts**

Abstained:

Decision: Motion approved by a majority of the commissioners present.